

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				I. CONTRACT ID CODE		PAGE OF PAGES 1	
2. AMENDMENT/MODIFICATION NO. 0001		3. EFFECTIVE DATE 08-Feb-2002		4. REQUISITION/PURCHASE REQ. NO. W26GLG-1347-1638		5. PROJECT NO.(If applicable)	
6. ISSUED BY CONTRACTING OFFICE (CA/CW) US ARMY ENGR DIST NORFOLK ATTN: CENAO-CT 803 FRONT STREET NORFOLK VA 23510-1096		CODE DACA65		7. ADMINISTERED BY (If other than item 6) See Item 6		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. DACA65-02-R-0005	
				X		9B. DATED (SEE ITEM 11) 30-Jan-2002	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended. <input checked="" type="checkbox"/> is not extended Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) AMENDMENT NO. 0001 to DACA65-02-R-0005, New York City, Department of Environmental Protection Administration Facilities.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY (Signature of Contracting Officer)		16C. DATE SIGNED 08-Feb-2002	

1. Section 00100

- a. Page 18, FAR Clause 52.232-15, Progress Payments Not Included (Apr 1984); DELETE in its entirety.
- b. Page 20, ADD the following:

SITE VISIT:

An all day visit of these geographically dispersed sites including an escorted tour of each site will be conducted on February 20, 2002, beginning at 8 AM at a landmark immediately off of New York State Thruway, Interstate # 87 in the vicinity of exit 20. Please contact the USACE Project Manager, Mr. Paul Franco, by 15 Feb 2002 at 845-938-3863 to coordinate your attendance. As a courtesy, please contact Mr. Franco to inform him whether or not your firm will be represented.

2. Section 00700

- a. Page 53, FAR Clause 52.219-14, Limitations on Subcontracting (Dec 1996); DELETE in its entirety.
- b. Page 116, ADD Clause entitled "Value Engineering After Award" as follows:

VALUE ENGINEERING AFTER AWARD

(a) In reference to Contract Clause 52.248-3, "Value Engineering – Construction", the Government may refuse to entertain a "Value Engineering Change Proposal" (VECP) for those "performance oriented" aspects of the Solicitation documents which were addressed in the Contractor's accepted contract proposal and which were evaluated in competition with other offerors for award of this contract.

(b) The Government may consider a VECP for those "prescriptive" aspects of the Solicitation documents, not addressed in the Contractor's accepted contract proposal or addressed but evaluated only for minimum conformance with the Solicitation requirements.

(c) For purposes of this clause, the term "performance oriented" refers to those aspects of the design criteria or other contract requirements which allow the Offeror or Contractor certain latitude, choice of and flexibility to propose in its accepted contract offer a choice of design, technical approach, design solution, construction approach or other approach to fulfill the contract requirements. Such requirements generally tend to be expressed in terms of functions to be performed, performance required or essential physical characteristics, without dictating a specific process or specific design solution for achieving the desired result.

(d) In contrast, for purposes of this clause, the term "prescriptive" refers to those aspects of the design criteria or other Solicitation requirements wherein the Government expressed the design solution or other requirements in terms of specific materials, approaches, systems and/or processes to be used. Prescriptive aspects typically allow the Offerors little or no freedom in the choice of design approach, materials, fabrication techniques, methods of installation or other approach to fulfill the contract requirements.

(End of Clause)

- c. Page 47, FAR Clause 52.219-8, Utilization of Small Business Concern, DELETE in its entirety.

3. Section 00800, Page 163, ADD Clause entitled "Partnering" as follows:

PARTNERING

In order to most effectively accomplish this contract, the Government is willing to form a cohesive partnership with the Contractor and its subcontractors. This partnership would strive to draw on the strengths of each organization in an effort to achieve a quality project done right the first time, within budget, and on schedule. This partnership would be bilateral in make-up and participation will be totally voluntary. Any cost associated with effecting this partnership will be agreed to by both parties and will be shared equally with no change in contract price.

4. Section 00110: Page 00110-4, Paragraph 3(5)(b), Subcontracting Plan; DELETE the following:

“For information in preparing the subcontracting plan, the Norfolk District required subcontracting goals are as follows:

- 62% of planned subcontracting dollars placed with small business concerns
- 9% of planned subcontracting dollars placed with small disadvantaged business concerns
- 5% of planned subcontracting dollars placed with women owned small business concerns
- 2% of planned subcontracting dollars placed with HUBZONE concerns
- 3% of planned subcontracting dollars placed with small business Veteran Owned concerns”

5. Additional technical specification changes are made in accordance with the attached.

AMENDMENT TO: Request for Proposal No. DACA65-02-R-0005
NEW YORK CITY, DEPARTMENT OF ENVIRONMENTAL PROTECTION ADMINISTRATION FACILITIES

Dated: January 30, 2002

This amendment is a part of the Solicitation.

A. Statement of Work:

1. Paragraph 9-5.7: Delete the entire paragraph and replace with the following:

"Contractor shall provide four (4) four inch spare conduits extending from the mechanical – electrical room to a point five (5) feet outside the facility exterior wall. Allow a minimum of 3-inch separation between each conduit. Conduits shall be capped at each end and shall terminate inside the mechanical – electrical room at a point six (6) inches beyond the interior face of the wall. Exterior termination point shall be clearly marked. Provide pull wire in each of the spare conduits."

2. Paragraph 10-2.2: Add the following sentences to the end of this paragraph:

"All exterior louvers shall be storm proof designed to prohibit the intrusion of wind blown rain and snow. Exterior louvers shall include bird screens. Fresh-Air intakes should be placed at the highest practical level in the building. Intakes should also be covered with screens so that objects cannot be tossed into the intakes."

3. Paragraph 9-4: Add the following sub-paragraphs:

"9-4.2.7 Panelboards supplying power to HVAC loads and equipment shall be separate from panelboards that supply receptacle or lighting loads.

9-4.2.8 Panelboards supplying power to administrative areas shall have oversized neutral bus and conductor (200 percent) to compensate for harmonics."

4. Paragraph 4-19.2: Delete the last sentence and add the following sentence:

"Service entrance cables shall be routed in conduit at the building entrance to a point five (5) feet outside the facility."

5. Paragraph 4-19.3: Delete the entire paragraph and replace with the following:

"4-19.3 Cable Television. Cable television is not available at any of the project sites. Contractor shall provide satellite television service at each site."

6. Paragraph 4-19: Add the following subparagraph:

"4-19.4: Local Utilities.

Note: The building sites are in remote locations in upstate New York. Offerors are advised that utility connection point requirements may be greater than typical construction sites where utility service might exist adjacent to the site. All sites require the successful offeror to contract the services of the utility company to bring services to the site. All coordination, costs and arrangements for such work shall be the responsibility of the contractor. Additionally the successful contractor shall initiate such arrangements; (including all arrangements for temporary services for

construction) immediately at the start of the contract. Utility extensions could require permitting and easements for which time may be required.

The successful offeror shall be required to provide at least one power/telephone utility pole, installed on NYCDEP property at each site and shall coordinate with respective utilities to assess the need to provide any additional poles.

The POC's for utilities at each site varies and are as follows:

1. Gilboa:

Service type	Utility Company	Point of Contact	Phone	Purpose
Electric:	New York State Electric and Gas (NYSEG)	Glenn Miller	(800) 358-4616 ext 207	Planning
" "	" " " " " "	Victor Tartaglia	(800) 553-7056 ext 213	Order/Engineering permit clearing
Telephone :	Verizon		Kenneth Dukes	(607) 432-9911

2. Beerston:

Service type	Utility Company	Point of Contact	Phone	Purpose
Electric:	New York State Electric and Gas (NYSEG)	Glenn Miller	(800) 358-4616 ext 207	Planning
" "	" " " " " "	David James	(800) 553-7056 ext 212	Order/Engineering permit clearing
Telephone :	Citizen TeleCom (Frontier)	Judy McIntire	(607) 359-2214	

3. Downsville:

Service type	Utility Company	Point of Contact	Phone	Purpose
Electric:	New York State Electric and Gas (NYSEG)	Glenn Miller	(800) 358-4616 ext 207	Planning
" "	" " " " " "	David James	(800) 553-7056 ext 212	Order/Engineering permit clearing
Telephone :	Citizen TeleCom (Frontier)	Judy McIntire	(607) 359-2214	

4. Grahamsville:

Service type	Utility Company	Point of Contact	Phone	Purpose
Electric:	Central Hudson Gas (CHG)	Michael Mosher	(845) 452-2700	
Telephone :	Verizon	Kenneth Dukes	(607) 432-9911	

5. Olive:

Service type	Utility Company	Point of Contact	Phone	Purpose
Electric:	Central Hudson Gas (CHG)	Michael Mosher	(845) 452-2700	
Telephone :	Verizon	Kenneth Dukes	(607) 432-9911	

7. Paragraph 4-4: Add the following subparagraphs:

"4-4.1 Gilboa Site: Contractors are advised that the Gilboa site work will include the removal of 20 trees between 18 and 30 inch caliper, in addition to the smaller trees and brush on the site. See site photographs in Attachment #8 for additional pictorial information.

4-4.2 All Other Sites: Tree removals will be required, exact number and size shall be determined based on the contractors proposal. See Attachment #8 for additional site pictorial information.”

8. Paragraph 5-5.12.5.5: Add the following sentence:

“Door frames and hardware shall be readily modifiable to receive electronic strikes.”

9. Paragraph 9-7; Subparagraph h: delete “Magnetic” and replace with “Electronic”

10. Paragraph 9-7; Subparagraph j: delete “Magnetic Lock or Electric Door” and replace with “Electronic”

11. Paragraph 9-7; Subparagraph k: delete “Magnetic” and replace with “Electronic”

12. Paragraph 2-2.26.4; Line 2: Add the following sentence:

“Floors shall be sloped as necessary to drain out garage bay door openings.”

13. Paragraph 9-12.1: Delete and replace with the following:

“9-12.1 Garage. Provide door alarm, CCTV, PA speakers, and wall phone. Lighting and power on emergency generator. Attached and detached garages shall be provided with separate panel boards. Panel boards shall be provided with at least 25% spare breaker capacity and the load assumed in sizing the panel shall be increased 25% above the expected load.”

14. Paragraph 5-4.13.3: Delete the last sentence and replace with the following:

“Doors shall be provided with manual locking devices. Door operator shall be provided to electrically operate the door. Control for this electric door opener shall be from the Main Desk Area and from two key operated switches – one interior to the garage and one exterior at the garage entrance. Electric door opener shall not be provided with remote control (wireless) capability.”

15. Paragraph 5-4.2: Add the following sentence:

“Where garages are attached to the facility the wall construction shall match that of the facility. Separation wall between garage and administrative facilities at attached garages shall be insulated as required for exterior walls.”

16. Paragraph 8-6.2: Delete the paragraph and replace with the following:

“8-6.2 Wall Hydrants. Wall hydrants shall be provided at the front and rear of each building as well as on each side. Where garages are attached, wall hydrant shall be adjacent to the garage door. Wall Hydrants shall be frostproof, and shall be supplied with an integral vacuum breaker.”

17. Paragraph 4-10; Add the following subparagraph:

“4-10.11 Special Requirements – Grahamsville Site: The existing trailer on this site houses the DEP Water Quality Inspectors. This trailer must remain operational until the new facility to be constructed at Grahamsville Site #2 is completed. A cordoned off space, protected as necessary, shall be provided for employee and public access to this facility throughout the construction period. The trailer is served by a sanitary line which runs through Grahamsville Site #1. The contractor shall include in his design and construction activities a new manhole and temporary sanitary sewer connection for the trailer

during all phases of construction. Approximate locations for the sewer lines are shown on the drawings.”

18. Paragraph 3-4.3: Add the following subparagraph:

“3-4.3.3 Grahamsville Site #1: The existing trailer on this site houses the DEP Water Quality Inspectors. This trailer must remain operational until the new facility to be constructed at Grahamsville Site #2 is completed. A cordoned off space, protected as necessary, shall be provided for temporary employee and public access to this facility throughout the construction period. Temporary access shall include vehicle access and not less than four parking spaces.”


19. Paragraph 1-7: Last sentence, delete “idea” and replace with “required”.
20. Paragraph 9-10: Delete the last sentence.

B. Attachments to the Statement of Work

1. Attachment # 3 – Add the attached sheet “Regional Map for All Locations” at the end of the Attachment #3 pages.
2. Attachment # 8 – Add the attached sheets “Gilboa Site Photographs” to the end of Attachment # 8 pages.
3. Attachment #4 – Section 01012, Design After Award; Paragraph 11.4.9.2, line 2, delete “family housing” and replace with “small commercial and administrative facilities”.

C. Drawings

1. Sheet T-1; Index of Drawings: Delete “LAYPUT” and replace with “LAYOUT”.
2. Sheets C-2 through C-7: Add the following:

“  Boring Identification – See SOW Attachment #5 for data”

3. Sheets A-1 through A-6; LEGEND: Delete “4” EXTERIOR BRICK VENEER” and replace with “EXTERIOR BRICK VENEER (4” UNLESS OTHERWISE SPECIFIED).”

4. Sheet A-7: Add the following note:

“GENERAL NOTE:

ELEVATION PROVIDED IS TYPICAL AND REPRESENTS THE DESIRED ARCHITECTURAL ELEMENTS AND ARRANGEMENTS. ACTUAL FACILITY ELEVATIONS WILL VARY BASED ON WINDOW AND DOOR LOCATIONS AS INDICATED ON THE FACILITY FLOOR PLANS. DESIGNER OF RECORD IS RESPONSIBLE FOR OVERALL COORDINATION OF FINAL ELEVATIONS TO REFLECT THE DESIRED TYPICAL ELEVATION SHOWN HERE.”

5. Sheet A-7: Front Elevation, delete “ALUMINUM STORE FRONT” and replace with “COLOR COORDINATED ALUMINUM STORE FRONT”.

6. Sheet A-8: Delete the Sheet Title and Replace with "TYPICAL DETACHED GARAGE FLOOR PLAN AND ELEVATIONS".
7. Sheet A-4 and A-5: Add the following note to each of the sites:

"GRAHAMSVILLE #2 FLOOR PLAN SHALL BE BUILT ON GRAHAMSVILLE SITE #1.

GRAHAMSVILLE #1 FLOOR PLAN SHALL BE BUILT ON GRAHAMSVILLE SITE #2."

D. Section 00800

1. Add the following paragraphs:

00800.84 SITE VISIT:

An all day visit of these geographically dispersed sites including an escorted tour of each site will be conducted on February 20, 2002, beginning at 8 AM at a landmark immediately off of New York State Thruway, Interstate # 87 in the vicinity of exit 20. Please contact the USACE Project Manager, Mr. Paul Franco, by 15 Feb 2002 to coordinate your attendance. As a courtesy, please contact Mr. Franco to inform him whether or not your firm will be represented.

Paul Franco (PM-Forward)
US Army Engineer District, NY
Bldg 667A, USMA, West Point, NY 10996
Program and Project Management Division
Voice phone at West Point Area, 845-938-8315
FAX at WP Area Office: 845-938-3863
Pager (24hours, 7 days) (800) 759-8888 PIN# 1645979

Note:

1. One or two sites may currently have restricted access, thus highlighting the importance of the opportunity to take the escorted tour.

2. Written questions are welcome at the site visit and will be answered in writing to all plan holders as soon as possible.

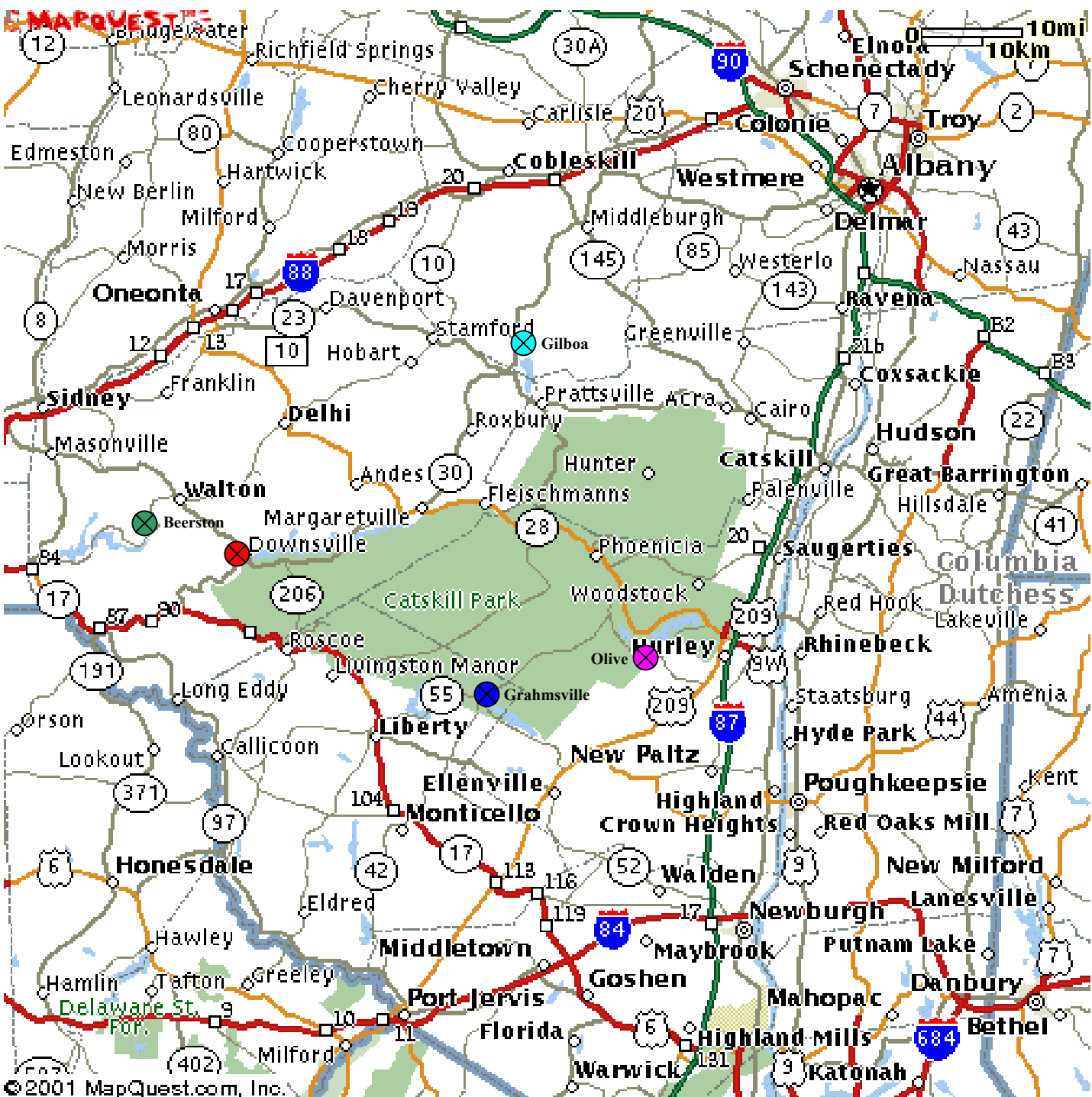
The site sequence will begin at Gilboa in Schoharie County and sweep south and west and terminate at Beerston in Delaware county.

00800.85 UTILITY SERVICE REQUIREMENTS:

Note: The building sites are in remote locations in upstate New York. Offerors are advised that utility connection point requirements may be greater than typical construction sites where utility service might exist adjacent to the site. All sites require the successful offeror to contract the services of the utility company to bring services to the site. All coordination, costs and arrangements for such work shall be the responsibility of the contractor. Additionally the successful contractor shall initiate such arrangements; (including all arrangements for temporary services for construction) immediately at the start of the contract. Utility extensions could require permitting and easements for which time may be required.

The successful offeror shall be required to provide at least one power/telephone utility pole, installed on NYCDEP property at each site and shall coordinate with respective utilities to assess the need to provide any additional poles.

Note: In and around these remote areas, cellular phone services may be very limited. Contractors are all encouraged to visit the site during the arranged escorted site visit to assess all utility services availability as well as orient themselves to travel, market and working conditions.



Facility Location (Approximate)

REGIONAL MAP FOR ALL LOCATIONS

GILBOA SITE



GILBOA SITE



GILBOA SITE

